

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

DEENAY OCHOA

ADRIAN ORONA

JUAN VILLAGOMEZ,

and all others similarly situated,

Plaintiffs,

v.

RUBEN ISRAEL AGUILAR

HIGH HORSE INVESTMENT LLC, and

HH ADMINISTRATION LLC,

Defendants.

2:24-cv-00597-WJ-KRS

**JURY TRIAL DEMANDED**

**PLAINTIFFS' MOTION FOR CONDITIONAL CERTIFICATION AND  
COURT-AUTHORIZED NOTICE PURSUANT TO 29 U.S.C. § 216(b)**

Plaintiffs Deenay Ochoa, Adrian Orona, and Juan Villagomez, on behalf of themselves and all those similarly situated, respectfully move this Court for an Order conditionally certifying this case as a collective action and authorizing that notice be sent pursuant to 29 U.S.C. § 216(b) to all similarly situated employees of Defendants in accordance with the Fair Labor Standards Act. In support of this Motion, Plaintiffs submit the accompanying Memorandum of Law and exhibits. During the Parties' September 30, 2024, Fed. R. Civ. P. 26(f) conference (and in their report to the Court) Plaintiffs told Defendants that they were filing this motion and Defendants did not consent.

Dated: October 29, 2024

Respectfully submitted,

/s/ Molly A. Elkin

Molly A. Elkin (*Pro Hac Vice*)  
Patrick J. Miller-Bartley (*Pro Hac Vice*)  
McGILLIVARY STEELE ELKIN LLP  
1101 Vermont Ave., NW  
Suite 1000  
Washington, DC 20005  
Telephone: (202) 833-8855  
Fax: (202) 452-1090  
mac@mselaborlaw.com  
pmb@mselaborlaw.com

/s/ Stephen Curtice

Shane Youtz  
Stephen Curtice  
Youtz & Valdez PC  
900 Gold Ave. SW  
Albuquerque, NM 87102  
Telephone: (505) 244-1200  
shane@youtzvaldez.com  
stephen@youtzvaldez.com

*Attorneys for Plaintiffs*

**CERTIFICATE OF SERVICE**

I hereby certify that on October 29, 2024, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification to Counsel for Defendants:

Daniel A. Ivey-Soto  
InAccord, P.C.  
1420 Carlisle Blvd. NE, Ste. 208  
Albuquerque, NM 87110-5662  
Tel: (505) 881-4475  
Fax: (505) 248-1234  
Danial@InAccord.pro

/s/ Molly A. Elkin  
Molly A. Elkin (Va. Bar No. 40967)  
McGILLIVARY STEELE ELKIN LLP  
1101 Vermont Ave., NW  
Suite 1000  
Washington, DC 20005  
Telephone: (202) 833-8855  
Fax: (202) 452-1090  
mae@mselaborlaw.com

/s/ Stephen Curtice  
Shane Youtz  
Stephen Curtice  
Youtz & Valdez PC  
900 Gold Ave. SW  
Albuquerque, NM 87102  
Telephone: (505) 244-1200  
shane@youtzvaldez.com  
stephen@youtzvaldez.com

*Attorneys for Plaintiffs*